IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1505 OF 2007

Mr.Aslam alias Banti
Shabbir Shaikh Jahagirdar ..Applicant

Vs.

State of Maharashtra ..Respondents

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Mr.Amol Patankar for Mr.Niranjan Mundargi advocate for applicant
Mr.K.V.Saste A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : APRIL 27, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking temporary bail on the ground of death of his grand mother. The grand mother of the applicant expired and the applicant is seeking temporary bail in order to attend the funeral rites relating to the death of his grand mother. The funeral rites are stated to be performed on 3.5.2007 and 3.6.2007.

3. Looking to the facts of this case, I am not

inclined to release the applicant on temporary bail. But I am inclined to allow the applicant to attend the said two funeral rites on 3.5.2007 and 3.6.2007 which are to be held at Shrirampur, District Ahmednagar under escort. The escorts shall be in plain clothes.

4. The applicant is presently lodged in Nasik Central Prison. The escorting party shall leave Nasik Central Prison with the applicant on or before 11 a.m. on 2.5.2007 to Shrirampur and after the funeral rites are over, they shall leave Shrirampur for Nasik Central Prison on 4.5.2007 latest by 10.00 a.m.

5. So far as funeral rites on 3.6.2007 are concerned, the escorting party shall leave Nasik Central Prison with the applicant by 11 a.m. on 2.6.2007 to Shrirampur and after the funeral rites are over, they shall leave Shrirampur for Nasik Central Prison on 4.6.2007 latest by 11.30 a.m. Needless to state that the expenses for escorts shall be borne by the applicant.

6. Application is disposed of.

[Smt.V.K.Tahilramani, J.]